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| FORM PTO-1390 (REV. 2-2005) | | U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE | | ATTORNEY'S DOCKET NUMBER 9741-014-999 | |
| TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371 | | | | U.S. APPLICATION NO. (if known, see 37CFR 1.5) To be assigned 10/554703 | |
| INTERNATIONAL APPLICATION NO. PCT/EP2004/000597 | | INTERNATIONAL FILING DATE January 24, 2004 | | PRIORITY DATE CLAIMED September 11, 2003 | |
| TITLE OF INVENTION Antimycotic Nail Polish Formulations Comprising Substituted 2-Aminothiazoles as an Active Substance | | | | | |
| APPLICANT(S) FOR DO/EO/US Lang-Fugmann, Susanne | | | | | |
| Applicant herewith submits to the United States Designated/ Elected Office (DO/EO/US) the following items and other information: | | | | | |
| 1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371. | | | | | |
| 2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371. | | | | | |
| 3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. | | | | | |
| 4. <input checked="" type="checkbox"/> The U.S. has been elected (Article 31). | | | | | |
| 5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)). | | | | | |
| a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). | | | | | |
| b. <input checked="" type="checkbox"/> has been communicated by the International Bureau. | | | | | |
| c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US) | | | | | |
| 6. <input checked="" type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). | | | | | |
| a. <input checked="" type="checkbox"/> is attached hereto. | | | | | |
| b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). | | | | | |
| 7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) | | | | | |
| a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). | | | | | |
| b. <input type="checkbox"/> have been communicated by the International Bureau. | | | | | |
| c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. | | | | | |
| d. <input type="checkbox"/> have not been made and will not be made. | | | | | |
| 8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). | | | | | |
| 9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). | | | | | |
| 10. <input type="checkbox"/> An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). | | | | | |
| Items 11. to 20. below concern document(s) or information included: | | | | | |
| 11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. | | | | | |
| 12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. | | | | | |
| 13. <input checked="" type="checkbox"/> A preliminary amendment. | | | | | |
| 14. <input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76. | | | | | |
| 15. <input type="checkbox"/> A substitute specification. | | | | | |
| 16. <input type="checkbox"/> A power of attorney and/or change of address letter. | | | | | |
| 17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13 ^{ter} 2 and 37 CFR 1.821- 1.825. | | | | | |
| 18. <input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4). | | | | | |
| 19. <input type="checkbox"/> A second copy of the English language translation of the International Application under 35 U.S.C. 154(d)(4). | | | | | |
| 20. <input type="checkbox"/> Other items or information: | | | | | |

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| US APPLICATION NO. (If known, see 37 CFR 1.51) To be assigned 10/554703 | | INTERNATIONAL APPLICATION NO. PCT/EP2004/000597 | | ATTORNEY'S DOCKET NUMBER 9741-014-999 | |
| 21. The following fees are submitted: BASIC NATIONAL FEE: <input checked="" type="checkbox"/> a) Basic national fee \$300.00 <input checked="" type="checkbox"/> b) Examination fee Was the International Preliminary Examination Report prepared by the USPTO and do all filed claims in this U.S. application satisfy provisions of PCT Article 33(1)-(4) (i.e., novelty, inventive step and industrial capability)? <input type="checkbox"/> i) Yes (\$100.00) \$200.00 <input checked="" type="checkbox"/> ii) No (\$200.00) <input checked="" type="checkbox"/> c) Search fee Was the USPTO the International Searching Authority? <input type="checkbox"/> i) Yes (\$100.00) ii) If no: <input checked="" type="checkbox"/> (a) An International Search Report will be provided to the USPTO on or before payment of the search fee. (\$400.00) \$400.00 <input type="checkbox"/> (b) No International Search Report will be provided to the USPTO. (\$500.00) TOTAL OF CALCULATIONS = | | | | | |
| | | | | \$ | \$900.00 |
| <input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing of computer programs listing filed in electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof. | | | | | |
| Total Sheets 0 -100 | Extra Sheets 0 /50 | Number of each additional 50 or fraction thereof (round up to a whole number). | RATE x 250.00 | | \$0.00 |
| Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492 (e)). | | | | \$ | \$0.00 |
| CLAIMS | NUMBER FILED | NUMBER EXTRA | RATE X | | |
| Total Claims | 24 - 20 | 5 | x \$50.00 | | \$200.00 |
| Independent Claims | 2 - 3 | 0 | x \$200.00 | = | \$0.00 |
| <input type="checkbox"/> MULTIPLE DEPENDENT CLAIM(S) (if applicable) | | | + 360.00 | | \$0.00 |
| TOTAL OF ABOVE CALCULATIONS= | | | | = \$ | \$1100.00 |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 50% | | | | - \$ | \$0.00 |
| SUBTOTAL = | | | | \$ | \$1100.00 |
| Surcharge of \$130.00 for furnishing the English Translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)). | | | | | \$0.00 |
| TOTAL NATIONAL FEE | | | | = \$ | \$1100.00 |
| Fee for recording the enclosed assignment (37 CFR 1.21 (h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). 0 x \$40.00 per property | | | | \$ | \$0.00 |
| TOTAL FEES ENCLOSED | | | | = \$ | \$1100.00 |
| | | | | Amount to be refunded: | |
| | | | | charged: | |
| a. <input type="checkbox"/> A check in the amount of \$ to cover the above fees is enclosed. | | | | | |
| b. <input checked="" type="checkbox"/> This is an estimate of the fees due. Please charge Deposit Account No. 50-3013 to cover the required fees. A copy of this sheet is enclosed. | | | | | |
| c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-3013. A copy of this sheet is enclosed. | | | | | |
| Note: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b)) must be filed and granted to restore the International Application to pending status. | | | | | |
| 22. <input type="checkbox"/> Other instructions | | | | | |
| 23. <input checked="" type="checkbox"/> All correspondence for this application should be mailed to JONES DAY 20582 | | | | | |
| 24. <input type="checkbox"/> All telephone inquiries should be made to | | | | | |
| Anthony M. Insogna | | By: Hoon Choi (Att. Aug. No. 10209) | | 35,203 | October 26, 2005 |
| NAME | | SIGNATURE | | REG. NO. | DATE |